

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

2328 FAIRVIEW CONDOMINIUM
ASSOCIATION, a Washington non-profit
corporation,

Plaintiff,

v.

CONTINENTAL WESTERN INSURANCE
COMPANY, an Iowa Corporation; and DOE
INSURANCE COMPANIES 1-10,

Defendants.

2328 FAIRVIEW CONDOMINIUM
ASSOCIATION, a Washington non-profit
corporation,

Plaintiff,

v.

GREAT AMERICAN INSURANCE
COMPANY, a Ohio Corporation;
AMERICAN FIRE & CASUALTY
COMPANY, a New Hampshire
Corporation; AMERICAN ECONOMY
INSURANCE COMPANY, a Massachusetts
Corporation; LIBERTY MUTUAL
INSURANCE COMPANY, a Massachusetts
Corporation

Defendants.

No: 2:16-cv-01722-RSM

**STIPULATED MOTION AND
ORDER TO AMEND GREAT
AMERICAN COMPLAINT**

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I. STIPULATION

1. Based off secondary evidence of insurance Plaintiff 2328 Fairview Condominium Association (the “Association”) tendered to Great American Insurance Company Policy No. SPP9964688. Liberty Mutual responded to the tender on behalf of Great American and entered into a tolling agreement listing Great American as the entity insuring the Association. Upon expiration of the tolling agreement, the Association filed suit against Great American Insurance Company, Policy No. SPP9964688.

2. After the deadline to Amend pleadings, the attorney for Great American located and provided the Association with a policy listing American Alliance Insurance Company (“AAIC”) as the insurer. The policy lists AAIC as a “Great American Insurance Group Company.” The policy number for the AAIC policy is the same as listed in the Association’s Complaint.

3. The parties recognize that AAIC should be substituted for Great American, and request permission to Amend the Complaint only to make this change. The proposed Amended Complaint is attached as Exhibit A. The parties recognize that no change in the case schedule is required as a result of the amendment, and that this is a small administrative error that should be fixed.

DATED: August 18, 2017

By /s/ Daniel Stein

Justin Sudweeks, WSBA #28755

Daniel Stein, WSBA #48739

Stein, Sudweeks & Houser, PLLC

Attorneys for Plaintiff 2328 Fairview Condominium

Association

DATED: August 18, 2017

By /s/ Daniel Stein, WSBA #48739 for Michael McCormack via
Email Authorization Received 08/18/17

Michael McCormack

BULLIVANT HOUSER BAILEY PC

Attorneys for Defendant Great American Insurance Company,

American Economy Insurance Company, American Fire and

Casualty Company, Liberty Mutual Insurance Company

1 DATED: August 18, 2017 By /s/ Daniel Stein, WSBA #48739 for Lisa Neal via Email
2 Authorization Received 08/18/17
3 Lisa Neal WSBA # 25686
4 Wilson Smith Cochran & Dickerson
5 Attorney for Defendant Continental Western Insurance
6 Company

7 II. ORDER

8 Based on the foregoing Stipulation, it is hereby ORDERED:

9 1) The Association's Motion to Amend Complaint is GRANTED.

10 DONE IN OPEN COURT this 21 day of August, 2017.

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12 RICARDO S. MARTINEZ
13 CHIEF UNITED STATES DISTRICT JUDGE

14 Presented:

15 By /s/ Daniel Stein
16 Justin Sudweeks, WSBA #28755
17 Daniel Houser, WSBA #32327
18 Daniel Stein, WSBA #48739
19 Stein, Sudweeks & Houser, PLLC
20 Attorneys for Plaintiff 2328 Fairview Condominium Association

21 By /s/ Daniel Stein, WSBA #48739 for Michael McCormack
22 via Email Authorization Received 08/18/17
23 Michael McCormack, WSBA #15006
24 BULLIVANT HOUSER BAILEY PC
25 Attorneys for Defendant Great American Insurance Company,
26 American Economy Insurance Company, American Fire and
Casualty Company, Liberty Mutual Insurance Company

By /s/ Daniel Stein, WSBA #48739 for Lisa Neal via Email
Authorization Received 08/18/17
Lisa Neal WSBA # 25686
Wilson Smith Cochran & Dickerson
Attorney for Defendant Continental Western Insurance Company

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STIPULATED MOTION AND ORDER TO
AMEND GREAT AMERICAN COMPLAINT (2:16-
cv-01722-RSM)
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